

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MONTANA  
BILLINGS DIVISION

**FILED**

NOV 17 2015

Clerk, U.S. District Court  
District Of Montana  
Billings

UNITED STATES OF AMERICA,

Plaintiff,

vs.

JIMMIE RICHARD JAMES,

Defendant.


CR 15-82-BLG-SPW

OPINION and ORDER

Before the Court is Defendant Jimmie James's Motion for Bill of Particulars. The motion was filed on October 21, 2015. James was arraigned on July 23, 2015, and James's current counsel appeared on August 6, 2015. According to Fed. R. Crim. P. 7(f), a motion for a bill of particulars must be made "14 days after arraignment or at a later time if the court permits." Since the motion was made nearly three months after the arraignment, this Court declines to consider it. In any event, the government represents that it has complied with its discovery obligations. James does not dispute this assertion. "Full discovery will obviate the need for a bill of particulars." *United States v. Long*, 706 F.2d 1044, 1054 (9th Cir. 1983).

As the motion is untimely and appears unnecessary, IT IS HEREBY ORDERED that the Motion for Bill of Particulars (Doc. 44) is DENIED.

DATED this 17<sup>th</sup> day of November, 2015.

  
SUSAN P. WATTERS  
United States District Judge